

REMARKS

Claims 1, 2, 5-12, 15-21, 23-30, 33-40 and 42-48 stand rejected. Claims 1, 2, 5-12, 15-21, 23-30, 33-40 and 42-48 are pending. Claims 1, 2, 5, 6, 9-12, 15, 16, 20, 21, 24, 25, 29, 30, 33, 34, 38-40, 42, 43, and 48 are amended herein. Applicant respectfully requests further examination and reconsideration in view of the remarks set forth below. Applicant believes that the amendments herein to the patent application do not add new matter to it.

Telephone Conference

A telephonic conference was held on September 6, 2006, between Applicants' representatives Eric Maiers and Reginald Ratliff and Examiner Dao. During the teleconference, amendments were discussed which Examiner indicated would overcome the rejections and record and therefore require additional searching.

35 U.S.C. §103 Rejections

Claims 1, 2, 5-12, 15-21, 23-30, 33-40, 42-47 and 49 are rejected under 35 U.S.C. 103(a) as being unpatentable over Rossmann (US 6,405,037), hereinafter Rossmann, in view of Smith II et al. (US 2002/0113994), hereinafter Smith II, in further view of Brown et al. (US 5,524,047), hereinafter Brown. Claim 48 is rejected under 35 U.S.C. 103(a) as being unpatentable over Rossmann in view of Smith II, Brown and further in view of Kato (US 6,775,026), hereinafter Kato.

Claims 1, 2, 5-12, 15-21, 23-30, 33-40, 42-47 and 49

Applicant respectfully asserts that subject matter of currently amended independent Claim 1 is not shown or suggested by Rossmann, Smith II, and Brown, alone or in combination. For instance, currently amended independent Claim 1 recites, in part "accessing an instruction from said mobile device which identifies first information sent by said server system and *second information referenced by said first information*, wherein said first information corresponds to data displayed on said mobile device," "retrieving said *second information*," "formatting said *second information* into a form compatible with facsimile transmission," and "transmitting said *second information* to

any facsimile system ... for printing a hard copy of said *second information* effectively instantaneously" (emphasis added), which are not shown or suggested by Rossmann, Smith II, and Brown, alone or in combination. Applicants respectfully submit that Rossmann, Smith II, and Brown, alone or in combination, fail to teach or suggest accessing, retrieving, formatting, transmitting, and printing of second information which is referenced in first information displayed on a mobile device, as recited more fully in Claim 1.

Furthermore, Claim 1 also recites "printing a hard copy of said second information *effectively instantaneously*" (emphasis added). In contrast, Smith II specifically teaches at apparatus for *delaying* the printing of selected material (see Smith II, abstract, Par. 0002, Par. 0019), which Applicant respectfully submits *teaches away* from printing effectively instantaneously. Examiner has cited Brown as teaching this element. Rejection, page 5, par. 1. However, Applicant respectfully submits that Brown does not overcome the fact that Smith II teaches away from embodiment of the present invention. To combine Smith II and Brown as proposed by Examiner would render Smith II *inoperable* for its intended purpose (i.e., delaying the printing of displayed content). Thus, Applicant respectfully submits that Smith II and Brown cannot be combined as Examiner proposes.

Since Rossmann, Smith II, and Brown, alone or in combination, fail to teach or suggest at least one element recited in currently amended independent Claim 1, Applicant respectfully contends that currently amended independent Claim 1 is not rendered obvious by Rossmann, Smith II, and Brown. Therefore, Applicant respectfully submits that currently amended independent Claim 1 is allowable over Rossmann, Smith II, and Brown. Since Claims 2, 5-10 depend from currently amended independent Claim 1, Applicant believes that Claims 2, 5-10 are also allowable over Rossmann, Smith II, and Brown as being dependent on an allowable base claim.

Currently amended independent Claim 11 recites subject matter similar to that of currently amended independent Claim 1 mentioned above. Thus, currently amended independent Claim 11 overcomes the rejections under 35 U.S.C. 103(a) based on rationale similar to that described above with reference to currently amended independent

Claim 1. Since Claims 12, 15-20 depend from currently amended independent Claim 11, Applicant believes that Claims 12, 15-20 are also allowable over Rossmann, Smith II, and Brown as being dependent on an allowable base claim.

Currently amended independent Claim 21 recites subject matter similar to that of amended independent Claim 1 mentioned above. Thus, currently amended independent Claim 21 overcomes the rejection under 35 U.S.C. 103(a) based on rationale similar to that described above with reference to currently amended independent Claim 1. Since Claims 23-28 depend from currently amended independent Claim 21, Applicant believes that Claims 23-28 are also allowable over Rossmann, Smith II, and Brown as being dependent on an allowable base claim.

Currently amended independent Claim 29 recites subject matter similar to that of currently amended independent Claim 1 mentioned above. Thus, currently amended independent Claim 29 overcomes the rejection under 35 U.S.C. 103(a) based on rationale similar to that described above with reference to currently amended independent Claim 1. Since Claims 30, 33-37 depend from currently amended independent Claim 29, Applicant believes that Claims 30, 33-37 are also allowable over Rossmann, Smith II, and Brown as being dependent on an allowable base claim.

Currently amended independent Claim 38 recites subject matter similar to that of currently amended independent Claim 1 mentioned above. Thus, currently amended independent Claim 38 overcomes the rejection under 35 U.S.C. 103(a) based on rationale similar to that described above with reference to currently amended independent Claim 1. Since Claims 39-40, 42-47 depend from currently amended independent Claim 38 Applicant believes that Claims 39-40, 42-47 are also allowable over Rossmann, Smith II, and Brown as being dependent on an allowable base claim.

Claim 48

With regards to Claim 48, Applicant respectfully contends that Kato does not overcome the deficiencies of Rossmann, Smith II and Brown disclosed above. For

example, Applicant respectfully asserts that Kato does not teach or suggest “accessing an instruction from said mobile device which identifies first information sent by said server system and *second information referenced by said first information*, wherein said first information corresponds to data displayed on said mobile device,” “retrieving said *second information*,” “formatting said *second information* into a form compatible with facsimile transmission,” and “transmitting said *second information* to any facsimile system ... for printing a hard copy of said *second information* effectively instantaneously” (emphasis added) as recited in currently amended independent Claim 48. Since Rossmann, Smith II, Brown and Kato, alone or in combination, fail to teach or suggest at least one element recited in currently amended independent Claim 48, Applicant respectfully contends that currently amended independent Claim 48 is not rendered obvious by Rossmann, Smith II, Brown and Kato. Therefore, Applicant respectfully submits that currently amended independent Claim 48 is allowable over Rossmann, Smith II, Brown and Kato.

CONCLUSION

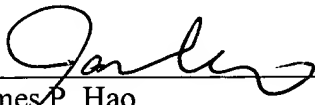
In view of the foregoing remarks, the Applicant respectfully submits that the pending claims in the instant patent application are in condition for allowance. The Applicant respectfully requests reconsideration of the Application and allowance of the pending claims.

If the Examiner determines the prompt allowance of these claims could be facilitated by a telephone conference, the Examiner is invited to contact Applicant's undersigned representative at the below listed phone number.

Respectfully submitted,

WAGNER, MURABITO & HAO LLP

Dated: 10/23, 2006



James P. Hao
Registration No. 36,398

Two North Market Street
Third Floor
San Jose, California 95113

(408) 938-9060 Voice
(408) 938-9069 Facsimile